

Senate File 172

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AN ACT

1 4 RELATING TO THE ESTABLISHMENT OF A PUBLIC CHARTER SCHOOL PILOT

1 5 PROGRAM AND PROVIDING EFFECTIVE AND APPLICABILITY DATES.

1 6

1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 8

1 9 Section 1. Section 256F.3, subsection 1, as enacted by

1 10 2002 Iowa Acts, chapter 1124, section 3, is amended to read as

1 11 follows:

1 12 1. ~~Commencing with the school year beginning July 1, 2002,~~

~~1 13 the The state board of education shall apply for a federal~~

~~1 14 grant under Pub. L. No. 107=110, cited as the federal No Child~~

~~1 15 Left Behind Act of 2001 (Title V, Part B, Subpart 1), for~~

~~1 16 purposes of providing financial assistance for the planning,~~

~~1 17 program design, and initial implementation of public charter~~

~~1 18 schools. The department shall initiate a pilot program to~~

~~1 19 test the effectiveness of charter schools and shall implement~~

~~1 20 the applicable provisions of this chapter.~~

1 21 Sec. 2. Section 256F.4, subsections 1 and 3, as enacted by

1 22 2002 Iowa Acts, chapter 1124, section 4, are amended to read

1 23 as follows:

1 24 1. Within fifteen days after approval of a charter school

1 25 application submitted in accordance with section 256F.3,

1 26 subsection 2, a school board shall report to the department

1 27 the name of the charter school applicant ~~entry~~, the proposed

1 28 charter school location, and its projected enrollment.

1 29 3. A charter school shall not discriminate in its student

1 30 admissions policies or practices on the basis of intellectual

1 31 or athletic ability, measures of achievement or aptitude, or

1 32 status as a person with a disability. However, a charter

1 33 school may limit admission to students who are within a

1 34 particular range of ~~age ages~~ or grade ~~level levels~~ or on any

1 35 other basis that would be legal if initiated by a school

2 1 district. Enrollment priority shall be given to the siblings

2 2 of students enrolled in a charter school.

2 3 Sec. 3. Section 256F.11, as enacted by 2002 Iowa Acts,

2 4 chapter 1124, section 11, is amended to read as follows:

2 5 SEC. 11. NEW SECTION. 256F.11 FUTURE REPEAL.

2 6 This chapter is repealed effective July 1, ~~2010~~ 2011.

2 7 Sec. 4. 2002 Iowa Acts, chapter 1124, section 12, is

2 8 amended by striking the section and inserting in lieu thereof

2 9 the following:

2 10 SEC. 12. Section 257.31, subsection 5, paragraph d, Code

2 11 2003, is amended to read as follows:

2 12 d. The closing of a nonpublic school, wholly or in part,

~~2 13 or the opening or closing of a pilot charter school.~~

2 14 Sec. 5. 2002 Iowa Acts, chapter 1124, section 13, is

2 15 amended by striking the section and inserting in lieu thereof

2 16 the following:

2 17 SEC. 13. Section 282.18, subsection 4, paragraph b, Code

2 18 2003, is amended to read as follows:

2 19 b. For purposes of this section, "good cause" means a

2 20 change in a child's residence due to a change in family

2 21 residence, a change in the state in which the family residence

2 22 is located, a change in a child's parents' marital status, a

2 23 guardianship or custody proceeding, placement in foster care,

2 24 adoption, participation in a foreign exchange program, or

2 25 participation in a substance abuse or mental health treatment

2 26 program, a change in the status of a child's resident district

2 27 such as removal of accreditation by the state board, surrender

2 28 of accreditation, or permanent closure of a nonpublic school,

2 29 revocation of a charter school contract as provided in section

~~2 30 256F.8,~~ the failure of negotiations for a whole-grade sharing,

2 31 reorganization, dissolution agreement or the rejection of a

2 32 current whole-grade sharing agreement, or reorganization plan.

2 33 If the good cause relates to a change in status of a child's

2 34 school district of residence, however, action by a parent or

2 35 guardian must be taken to file the notification within forty=

3 1 five days of the last board action or within thirty days of

3 2 the certification of the election, whichever is applicable to

3 3 the circumstances.

3 4 Sec. 6. 2002 Iowa Acts, chapter 1124, section 14, as

3 5 amended by 2002 Iowa Acts, chapter 1175, section 96, is

3 6 amended to read as follows:

3 7 SEC. 14. EXPEDITED APPLICATION PROCEDURE. The state board
3 8 of education shall develop an expedited charter school
3 9 application procedure ~~for the fiscal year beginning not later~~
3 10 ~~than July 1, 2002 2004~~, for purposes of ~~receiving distributing~~
3 11 federal planning funds issued pursuant to the federal
3 12 Elementary and Secondary Education Act of 1965, Title X, Part
3 13 C, as codified in 20 U.S.C. }} 8061=8067.

3 14 Sec. 7. 2002 Iowa Acts, chapter 1124, section 16, is
3 15 amended by striking the section and inserting in lieu thereof
3 16 the following:

3 17 SEC. 16. APPLICABILITY DATE. This Act applies on the date
3 18 by which the department of education initiates implementation
3 19 in accordance with the provisions of section 256F.3,
3 20 subsection 1. The department of education shall notify the
3 21 Code editor upon initiating implementation in accordance with
3 22 this section and section 256F.3, subsection 1.

3 23 Sec. 8. EFFECTIVE DATE. This Act, being deemed of
3 24 immediate importance, takes effect upon enactment.

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3 28 MARY E. KRAMER
3 29 President of the Senate

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3 31 _____
3 32 CHRISTOPHER C. RANTS
3 33 Speaker of the House

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4 1 I hereby certify that this bill originated in the Senate and
4 2 is known as Senate File 172, Eightieth General Assembly.

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4 5 _____
4 6 MICHAEL E. MARSHALL
4 7 Secretary of the Senate

4 8 Approved _____, 2003

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4 12 THOMAS J. VILSACK
4 13 Governor